MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:		Group Art Unit: 1795
	Yosuke Hosoya et. al.	Examiner: A. Echelmeyer
Application No. 10/821,323		) )
Filed:	April 9, 2004	) )
- 0-1	POSITIVE ELECTRODE ACTIVE MATERIAL AND NON-AQUEOUS ELECTROLYTE SECONDARY BATTERY CONTAINING THE SAME	) ) )
FILED	ELECTRONICALLY VIA EFS-WEB	

## RESPONSE TO JANUARY 13, 2009 OFFICE ACTION

Dear Sir:

This Amendment is submitted in response to the Office Action mailed January 13, 2009.

Applicant respectfully requests reconsideration of the application in view of this amendment and remarks herein